

## FIRST AMENDMENT TO AGREEMENT

THIS FIRST AMENDMENT is entered into effect on October 1, 2021, by and between the City of Fresno, a California municipal corporation (City), with offices located at 2323 Mariposa Street, Fresno, CA 93721, and ShotSpotter, Inc., a Delaware corporation (ShotSpotter), with offices located at 7979 Gateway Blvd., Ste. 210, Newark, CA 94560. City and ShotSpotter may also be referred to herein individually as a Party, or collectively as the Parties.

### RECITALS

WHEREAS, City and ShotSpotter entered into an Agreement on July 2, 2021 for ShotSpotter's gunshot location system (Agreement); and

WHEREAS, City and ShotSpotter desire to amend the Agreement for implementation of a three square mile expansion of the City's current coverage area.

### AGREEMENT

NOW, THEREFORE, in consideration of the recitals listed above, and of the mutual covenants hereinafter contained and for other good and valuable consideration, the Parties agree as follows:

1. City and ShotSpotter agree to extend the City's existing coverage area by three square miles for the period commencing on 10/1/2021 and ending on 6/30/2024, as set forth in ShotSpotter's quotation No. FRESNOPD080621, attached hereto as Exhibit A and incorporated herein by reference.
2. City agrees to pay ShotSpotter the subscription fees for such three square mile expansion as set forth in Exhibit A.
3. Except as modified herein, all other terms and conditions of the Agreement shall remain in full force and effect.
4. In the event of a conflict between the terms and conditions of the Agreement and this First Amendment, this First Amendment shall control.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the Parties have executed this First Amendment on the day and year first written above.

CITY OF FRESNO  
a California municipal corporation

By: \_\_\_\_\_  
Paco Balderrama                      Date  
Chief of Police  
Fresno Police Department

SHOTSPOTTER, Inc.  
a Delaware corporation

By: Roxanne Lerner                      09/08/2021  
Roxanne Lerner                      Date  
Contracts Manager

ATTEST:  
BRIANA PARRA, CMC  
Interim City Clerk

By: \_\_\_\_\_  
  
Deputy

APPROVED AS TO FORM:  
DOUGLAS T. SLOAN  
City Attorney

By: Pauline Brickey                      9/13/21  
Pauline Brickey                      Date  
Deputy City Attorney

Address:  
City of Fresno  
ATTN: Chief Paco Balderrama  
Fresno Police Department  
2323 Mariposa Mall  
Fresno, CA 93721

Address:  
ShotSpotter, Inc.  
ATTN: Alan R. Stewart  
ShotSpotter, Inc.  
7979 Gateway Blvd., Suite 210  
Newark, CA 94560

## EXHIBIT A



# Quotation

7979 Gateway Blvd., Suite 210  
 Newark, CA 94560-1156  
 Phone (888) 274-6877 Fax (650) 887-2106

**DATE** 8/6/2021  
**Quotation #** FRESNOPD080621  
**Customer ID** FRESNO PD

**Quotation For:**  
 Deputy Chief Michael Reid  
 Fresno Police Department  
 2323 Mariposa Street  
 Suite 2075  
 Fresno, CA 93721

*Quotation valid until:* 11/4/2021  
*Prepared by:* CDALY

**Comments or Special Instructions:** Annual Subscription Services for three years for 3 mi<sup>2</sup> of expansion coverage (Phase VI). The proposed services will be delivered according to the terms and conditions contained in the ShotSpotter Respond Services Agreement signed July 2, 2021. The Year One pricing assumes a service activation date of October 1, 2021 (actual date may vary), with the Year One subscription fees prorated to June 30, 2022.

SALESPERSON	P.O. NUMBER	SHIP DATE	SHIP VIA	TERMS	
Greene			Electronic	Net 30	
QUANTITY (per mi <sup>2</sup> )	DESCRIPTION		UNIT PRICE (per mi <sup>2</sup> )	DISCOUNT (per mi <sup>2</sup> )	ANNUAL AMOUNT
3	Year One: ShotSpotter Annual Subscription Services from 10/1/2021 through 6/30/2022.		\$70,000	(\$5,000)	\$145,849
3	Year Two: ShotSpotter Annual Subscription Services from 7/1/2022 through 6/30/2023.		\$70,000	(\$5,000)	\$195,000
3	Year Three: ShotSpotter Annual Subscription Services from 7/1/2023 through 6/30/2024.		\$70,000	(\$5,000)	\$195,000
				SUBTOTAL	\$535,849
				TAX RATE	
				SALES TAX	\$0
				OTHER	\$0
				TOTAL	\$535,849

Please contact Terri Greene at 714-203-1000 or [tgreene@shotspotter.com](mailto:tgreene@shotspotter.com) with any questions.

**THANK YOU FOR YOUR BUSINESS!**